

REMARKS

In the Office Action mailed July 1, 2009 the Office noted that claims 1-13 were pending and subjected claims 1-13 to a restriction requirement. Claims 1-13 have been amended, no claims have been canceled, and, thus, in view of the foregoing claims 1-13 remain pending for reconsideration which is requested. No new matter has been added. The Office's restriction requirement is traversed below.

RESTRICTION

Responsive to the restriction requirement imposed in the outstanding Official Action, Applicant provisionally elects Group III, claims 6, 7 9 and 10, drawn to a gearing transmission with claim 1 being generic, with traverse.

The reasons for traverse follow.

The Applicant submits that the claims contains one single inventive idea, i.e. die exploitation of the wave motion for obtaining energy by means of the alternated motion of a floating piston (8, 20, 40) in a cylinder (5) supported by a structure (10) having one level (figs 3,6,9-10) or two levels (flgs. 11-17) and being steady or floating.

The energy generated by the floating body is thus used in the three embodiments described to compress a gas or a liquid or to generate a kinematic mechanical motion.

Accordingly, withdrawal of the restriction requirement

and early and favorable prosecution of all the claims on the merits is respectfully requested.

SUMMARY

It is submitted that claims 1-13 continue to be allowable. It is further submitted that the claims are not taught, disclosed or suggested by the prior art. The claims are therefore in a condition suitable for allowance. An early Notice of Allowance is requested.

The Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17.

Respectfully submitted,

YOUNG & THOMPSON

/James J. Livingston, Jr./
James J. Livingston, Jr.
Reg.No. 55,394
209 Madison St, Suite 500
Alexandria, VA 22314
Telephone (703) 521-2297
Telefax (703) 685-0573
(703) 979-4709

JJL/lad